From: "Marlow, Scott \(ATG\)" < ScottM4@ATG.WA.GOV>

To: "Fowlow, Jeffrey" <Fowlow.Jeffrey@epa.gov>

bmartin@ene.com

Date: 3/30/2018 10:28:54 AM

Subject: Pillon follow-up

Hey guys;

Thanks again for your help yesterday! I have thought it over and think we can still proceed on the felony count – if the ignitable samples come back as we are hoping that will give us three hazardous waste spots at the site. Granted they waste was in containers, but if we emphasize Jeff's observations of the number of leaking containers and the general condition of the property I think we can made the argument that such storage is an imminent risk. I assume you will be able to say that these three containers were not approved hazardous waste storage containers, correct? Combine this with the HUGE number of concerning level results found in the various soil samples and I think we might just get there. It is a stretch, but I think it is one worth making.

To that end I could use your help with a few things:

- 1. Let me know as soon as you hear anything on the aqueous testing for the two ignitable samples.
- 2. Can you identify where the lead level from sample 16084624 are found? Brad showed me something yesterday that showed them at seven point something mg/L on the TCLP testing, but I can't find those results in the final report, only the 106 JL result from Table 4.
- 3. Could you identify (or send along) the pictures of the three containers that were found to have hazardous waste (i.e. the containers for samples 16084624, 16084621 and 16084622).

Thanks,

Scott A. Marlow Assistant Attorney General Counsel for Environmental Protection 800 5th Ave Suite 2000, TB-14 Seattle, WA 98104-3188

Office: 206 389-2098 | Fax: 206 587-5088

This e-mail may contain attorney work-product and confidential information subject to the attorney-client privilege. Please do not distribute this e-mail without my permission. This message should be treated as confidential. If you are not the addressee or it appears from the context or otherwise that you have received this e-mail in error, please notify me immediately by reply e-mail, keep the contents confidential, and immediately delete the message and any attachments from your system.

PLEASE SAVE PAPER BY PRINTING ONLY IF NECESSARY